

OFFICIAL PROCEEDINGS MINNEAPOLIS CITY COUNCIL

REGULAR MEETING OF APRIL 15, 2016

(Published April 23, 2016, in *Finance and Commerce*)

CALL TO ORDER

Council President Johnson called the meeting to order at 9:30 a.m. in the Council Chamber, a quorum being present.

Present - Council Members Kevin Reich, Cam Gordon, Jacob Frey, Blong Yang, Abdi Warsame, Lisa Goodman, Elizabeth Glidden, Alondra Cano, Lisa Bender, John Quincy, Andrew Johnson, Linea Palmisano, President Barbara Johnson.

On motion by Glidden, the agenda was amended to include under the Order of New Business a notice of intent to introduce an ordinance amending the Minneapolis City Charter.

The agenda, as amended, was adopted by unanimous consent.

On motion by Glidden, the minutes of the regular meeting of April 1, 2016, were adopted.

On motion by Glidden, the petitions, communications, and reports were referred to the proper Committees.

The following actions, resolutions, and ordinances were signed by Mayor Betsy Hodges on April 21, 2016. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city. A complete copy of each summarized ordinance and resolution is available for public inspection in the Office of City Clerk.

REPORTS OF STANDING COMMITTEES

The COMMITTEE OF THE WHOLE submitted the following reports:

On motion by Glidden, the prevailing wage requirements for public improvement contracts ordinance was postponed.

On behalf of the Committee of the Whole, Glidden offered Resolution 2016R-127 reaffirming the City's commitment to the Responsible Contractor Act and adopting additional factors.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-127
By Glidden and B. Johnson

Reaffirming the City's commitment to the Responsible Contractor Act and adopting additional factors.

Whereas, the Minnesota Legislature enacted the Responsible Contractor Act, Minnesota Statutes, section 16C.285, to promote accountability in public construction by ensuring that work is awarded to contractors who comply with applicable state and federal laws; and

Whereas, the Responsible Contractor Act establishes minimum criteria that a contractor must meet in order to be eligible to be awarded a construction contract as the lowest responsible bidder or the contractor offering the best value on certain projects; and

Whereas, the Responsible Contractor Act authorizes defined municipalities such as the City of Minneapolis to adopt additional factors defining which contractors are "responsible" for purposes of awarding public construction contracts; and

Whereas, the Responsible Contractor Act does not address violations of municipal laws, policies, and resolutions, such as the City of Minneapolis' Prevailing Wage Ordinance, M.C.O. sections 24.10 et. seq.; and

Whereas, the City of Minneapolis recognizes the importance of encouraging compliance with the City's own laws, policies, and resolutions in public construction contracting; and

Whereas, the City of Minneapolis recognizes the value of coordinating with municipalities that share a common interest in using construction contractors that comply with the law rather than those that routinely break it; and

Whereas, the City of Minneapolis finds that certain neighboring municipalities have reliable enforcement procedures and maintain effective lines of communication with the City of Minneapolis for purposes of coordinating compliance efforts;

Now, Therefore, Be It Resolved by the City Council of the City of Minneapolis that the City hereby reaffirms its commitment to the Minnesota Responsible Contractor Act and its expressed goal of promoting accountability in public construction projects.

Be It Further Resolved that, pursuant to the provisions of Minnesota Statutes, section 16C.285, subd. 6, the City of Minneapolis hereby adopts the following additional factors and implementation procedures to be considered in defining contractor responsibility:

1. Additional Factors. A construction contractor responding to a solicitation document for a project that is owned or financed by the City of Minneapolis and is subject to Minnesota Statutes section 16C.285 must verify compliance with the following additional factors in its verification of compliance required by section 16C.285, but only as it applies to the construction contractor's contracts with the City of Minneapolis:

a. The contractor or related entity (as defined in section 16C.285) is in compliance with and, during the three-year period before submitting the verification, has not violated the requirements for payment of wages for construction work as provided in ordinance, resolution, policy, or contractual provision of the City of Minneapolis, where it has been determined, after available legal process, that a contractor or related entity

has failed to pay wages or penalties required by the City of Minneapolis in the amount of \$10,000 or more on one or more projects within the three-year period.

b. The contractor or related entity has not made a false statement in a verification of compliance submitted to the City of Minneapolis, pursuant to section 16C.285 or this resolution during the three-year period before submitting the verification.

2. Implementation Procedures. These additional factors shall be included in the solicitation documents for all projects covered by section 16C.285 and shall apply to all prime contractors and subcontractors of all tiers. The contents and procedures for submitting and collecting verifications of compliance for these additional factors shall conform to all procedural requirements and the contents set forth in section 16C.285. Failure to verify compliance with any one of the above additional factors, or a false statement in a verification of compliance with these additional factors, shall render the prime contractor or subcontractor that fails to verify compliance or makes a false statement ineligible to be awarded a construction contract on the project. The City shall include these additional factors, on existing or new verification forms which shall be separate from the verification forms used for compliance with the Minnesota Responsible Contractor Act.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The COMMUNITY DEVELOPMENT & REGULATORY SERVICES Committee submitted the following reports:

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2016R-128 approving the sale of the property at 2008 Glenwood Ave N (Disposition Parcel No. TF-896 to PRG, Inc, for \$120,000, subject to conditions.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2016R-128
By Goodman**

Authorizing sale of land Disposition Parcel TF-896, under the Tax Forfeiture Program at 2008 Glenwood Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel TF-896 in the Harrison neighborhood, from PRG, Inc., hereinafter known as the Redeveloper, the Parcel TF-896 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-896; 2008 Glenwood Ave N: The West ½ of Lot 7, and all of Lot 6, Block 5, Drews Addition to Minneapolis, EXCEPTING therefrom a strip of land described as follows, to wit: Commencing at the Northwest corner of said Lot 6 and running in an easterly direction 25 inches; thence in a Southerly direction 21 feet; thence in a Westerly direction 25 inches; thence in a Northerly direction 21 feet to the point of beginning; and

Whereas, the Redeveloper has offered to pay the sum of \$120,000, for Parcel TF-896; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with accepted methods of aiding the City in determining a \$120,000 re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, March 25, 2016, a public hearing on the proposed sale was duly held on April 5, 2016, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value, for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$120,000, for Parcel TF-896.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the Parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 90 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$300.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2016R-129 approving the sale of the City owned parcels at 617 Lowry Ave N (Disposition Parcel No. WL-13), 3110 Lyndale Ave N (Disposition Parcel No. WL-14), 3116 Lyndale Ave N (Disposition Parcel No. WL-15), 3113 6th St N (Disposition Parcel No. WL-1) and 3117 6th St N (Disposition Parcel No. WL-2) to PPL Hawthorne EcoVillage LLC or an affiliate for \$111,866, and authorizing a Redevelopment Contract and related documents.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-129

By Goodman

Authorizing sale of land Disposition Parcels WL-13 (617 Lowry Ave N), WL-14 and WL-15 (3110 and 3116 Lyndale Ave N), WL-1 (3113 6th St N), and WL-2 (3117 6th St N), under the West Lowry Avenue Redevelopment Plan.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels WL-13, WL-14, WL-15, WL-1, WL-2, in the Hawthorne neighborhood, from PPL Hawthorne EcoVillage LLC or an affiliate hereinafter known as the Redeveloper, the Parcels WL-13, WL-14, WL-15, WL-1, WL-2, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTIONS:

WL-13; 617 Lowry Ave N: Lot 1, 2, 11 and 12, Block 8, Morrisons Addition to North Minneapolis; Also; That part of vacated Lyndale Avenue North, dedicated as Eighth Street in the plat of Morrisons Addition to North Minneapolis, lying Easterly of a line parallel with and 33 feet East, as measured at right angles, from the West line of Section 10, Township 29, Range 24, which lies between the Westerly extensions of the north line of Lot 12, Block 8, said plat, and of the South line of Lot 11, said block; and

WL-14 & WL-15; 3110 and 3116 Lyndale Ave N: Lot 9 and 10, Block 8, Morrison's Addition to North Minneapolis; also; That part of vacated Lyndale Avenue North, dedicated as Eighth Street in the plat of Morrisons Addition To North Minneapolis, lying Easterly of a line parallel with and 33 feet East, as measured at right angles, from the West line of Section 10, Township 29, Range 24, which lies between the Westerly extensions of the North line of Lot 10, Block 8, said plat, and of the South line of Lot 9, said block; and

WL-1; 3113 6th St N: Lot 4, Block 8, Morrison's Addition to North Minneapolis; and

WL-2; 3117 6th St N: Lot 3, Block 8, Morrison's Addition to North Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$111,866 for Parcels WL-13, WL-14, WL-15, WL-1, WL-2 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on March 25, 2016, a public hearing on the proposed sale was duly held on April 5, 2016, at the regularly scheduled Community Development & Regulatory Services Committee meeting of the City Council, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program plan is hereby determined to be the sum of \$111,866 for Parcels WL-13, WL-14, WL-15, WL-1, WL-2.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land. Furthermore, that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

Be It Further Resolved that appropriate City staff is authorized to sign documents affecting the required replatting of the City land prior to the sale of the City land to PPL Hawthorne EcoVillage, LLC or an affiliate.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby authorizes signature of documents affecting the required replatting of the City land prior to the sale of the City land to PPL Hawthorne EcoVillage, LLC or an affiliate, in relation to land sales for Hawthorne EcoVillage Apartments affordable housing project at 617 Lowry Ave N, 3110 Lyndale Ave N, 3116 Lyndale Ave N, 3113 6th St N and 3117 6th St N, as set forth in File No. 16-00458.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2016R-130 giving final approval to the issuance of up to \$6.8 million in Tax Exempt Multi-Family Housing Entitlement Revenue Bonds to finance the acquisition, construction and equipping of a 75-unit multifamily rental housing development and facilities functionally related and subordinate thereto.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-130

By Goodman

Authorizing the issuance, sale, and delivery of Multifamily Housing Revenue Note (Hawthorne EcoVillage Limited Partnership Project), Series 2016; approving a housing program therefor; approving the form of and authorizing the execution and delivery of such obligation and related documents; and providing for the security, rights, and remedies with respect to such obligation.

Resolved by The City Council of The City of Minneapolis:

1. **STATUTORY AUTHORIZATION.** The City of Minneapolis, a home rule city, municipal corporation, and political subdivision duly organized and existing under its Charter and the Constitution and laws of the State of Minnesota (the "City"), is authorized by Minnesota Statutes, Chapter 462C, as amended (the "Act"), to carry out the public purposes described in the Act by issuing its revenue bonds to provide funds to finance multifamily housing developments within its boundaries. In the issuance of revenue bonds and in the making of loans to finance multifamily housing developments, the City may exercise, within its corporate limits, any of the powers that the Minnesota Housing Finance Agency may exercise under Minnesota Statutes, Chapter 462A, as amended, without limitation under the provisions of Minnesota Statutes, Chapter 475, as amended.

2. **THE BORROWER AND THE PROJECT.** Hawthorne EcoVillage Limited Partnership, a Minnesota limited partnership (the "Borrower"), has requested that the City participate in financing the acquisition,

construction, and equipping of 75 units of multifamily rental apartments, and facilities functionally related and subordinate thereto, to be located at 617 Lowry Avenue North in the City (the "Project"), through the issuance of conduit revenue obligations the proceeds of which are to be loaned by the City to the Borrower. The Project will be owned and operated by the Borrower or an affiliate, related person, successor, or assign of the Borrower.

3. THE HOUSING PROGRAM. A Program for a Multifamily Housing Development (the "Housing Program") with respect to the Project and the proposed issuance of conduit revenue obligations to finance the Housing Program and the Project was prepared in accordance with the requirements of Section 462C.03, subdivision 1a, of the Act, and is on file with the City. The Housing Program was submitted to the Metropolitan Council for its review and comments in accordance with the requirements of the Act. The City received a letter from the Metropolitan Council providing its comments to the Housing Program and the Project. The Housing Program is hereby approved and adopted by the City.

4. PUBLIC HEARING. The Community Development and Regulatory Services Committee of the Minneapolis City Council held a public hearing on Tuesday, April 5, 2016, with respect to the Housing Program and the proposed issuance of conduit revenue obligations of the City to finance the Project. The public hearing was conducted at least 15 days after publication of a notice of such public hearing in the official newspaper of the City and in a newspaper of general circulation in the City. Following the public hearing, the Community Development and Regulatory Services Committee approved the Housing Program and the proposed financing and recommended the adoption of this resolution by the City Council.

5. APPROVAL OF SERIES 2016 NOTE AND RELATED FINANCING DOCUMENTS. For the purpose of financing a portion of the costs of the acquisition, construction, and equipping of the Project and related costs, there is hereby authorized the issuance, sale, and delivery of conduit revenue obligations of the City, in an aggregate principal amount not to exceed \$6,800,000, for the benefit of the Borrower. The obligations may be issued as one or more series, as determined in the discretion of the Finance Officer. If issued in one series, the obligations may be designated the Multifamily Housing Revenue Note (Hawthorne EcoVillage Limited Partnership Project), Series 2016 (the "Series 2016 Note"). The Series 2016 Note is expected to be issued as a variable-rate obligation, maturing in approximately 30 months, and in a principal amount to be determined by the City, the Borrower, and the purchaser of the Series 2016 Note. The Finance Officer, in his or her discretion, may adjust the terms of the Series 2016 Note, including the principal amount of the Series 2016 Note, as long as the aggregate principal amount of the Series 2016 Note does not exceed \$6,800,000. The Series 2016 Note is to be sold to one or more banks or other financial institutions (the "Lender") in a private placement under terms and conditions negotiated between the Borrower and the Lender. The proceeds derived from the sale of the Series 2016 Note are to be loaned by the City to the Borrower under the terms of a Loan Agreement, dated on or after May 1, 2016 (the "Loan Agreement"), between the City and the Borrower. The Loan Agreement is hereby approved and the Finance Officer is hereby authorized to execute and deliver the Loan Agreement on behalf of the City. All of the provisions of the Loan Agreement, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Loan Agreement shall be substantially in the form now on file with the City with such necessary and appropriate variations, omissions, and insertions as do not materially change the substance thereof, as the Finance Officer, in his or her discretion, shall determine, and the execution and delivery thereof by the Finance Officer shall be conclusive evidence of such determination.

The proceeds of the loan to be made under the terms of the Loan Agreement (the “Loan”) are hereby authorized to be applied to the payment of a portion of the costs of the acquisition, construction, and equipping of the Project and related costs.

6. LIMITED REVENUE OBLIGATION OF THE CITY. The City acknowledges, finds, determines, and declares that the issuance of the Series 2016 Note is authorized by the Act and is consistent with the purposes of the Act and that the issuance of the Series 2016 Note, and the other actions of the City under this resolution and the Loan Agreement constitute a public purpose and are in the interests of the City. In authorizing the issuance of the Series 2016 Note for the financing of the Project and related costs, the City’s purpose is, and the effect thereof will be, to promote the public welfare of the City and its residents by providing multifamily housing developments for low and moderate income residents of the City and otherwise furthering the purposes and policies of the Act. The Series 2016 Note will be issued under the terms of this resolution. The Series 2016 Note and the interest on the Series 2016 Note: (i) shall be payable solely from the revenues pledged therefor under the terms of the Series 2016 Note and the Loan Agreement; (ii) shall not constitute a debt of the City within the meaning of any constitutional or statutory limitation; (iii) shall not constitute nor give rise to a pecuniary liability of the City or a charge against its general credit or taxing powers; (iv) shall not constitute a charge, lien, or encumbrance, legal or equitable, upon any property of the City other than the City’s interest in the Loan Agreement; and (v) shall not constitute a general or moral obligation of the City.

7. TERMS OF THE SERIES 2016 NOTE. The City hereby authorizes the Series 2016 Note to be issued as a “tax-exempt bond” the interest on which is not includable in gross income for federal and State of Minnesota income tax purposes. In accordance with the provisions of Minnesota Statutes, Chapter 474A, as amended (“Chapter 474A”), and Section 146 of the Internal Revenue Code of 1986, as amended (the “Code”), the City shall: (i) allocate to the Series 2016 Note a portion of its “entitlement issuer allocation” granted under the provisions of Minnesota Statutes, Chapter 474A, as amended (“Chapter 474A”), and Section 146 of the Internal Revenue Code of 1986, as amended (the “Code”); or (ii) allocate to the Series 2016 Note a portion of its “carryforward allocation”; or (iii) allocate to the Series 2016 Note a portion of its entitlement issuer allocation and a portion of its carryforward allocation. The Series 2016 Note, substantially in the form now on file with the City, is hereby approved with the amendments referenced herein. All of the provisions of the Series 2016 Note, when executed as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Series 2016 Note shall bear interest at a fixed or variable rate, shall be designated, shall be numbered, shall be dated, shall mature, shall be issued in the aggregate principal amount, shall be subject to redemption prior to maturity, shall be in such form, and shall have such other terms, details, and provisions as are prescribed in this resolution, the form of the Series 2016 Note, and the Loan Agreement, with such necessary and appropriate variations, omissions, and insertions (including changes to the aggregate principal amount of the Series 2016 Note, the stated maturity of the Series 2016 Note, the interest rate on the Series 2016 Note, and the terms of redemption of the Series 2016 Note) as the Finance Officer, in his or her discretion, shall determine.

The Series 2016 Note shall not constitute a general or moral obligation of the City but shall be a special, limited obligation of the City payable solely from the revenues provided by the Borrower under the terms of the Loan Agreement and from the revenues and security pledged, assigned, and granted under the terms of this resolution, the Series 2016 Note, the Loan Agreement, and any other security documents provided by the Borrower or any other party to secure the timely payment of the principal of, premium, if any, and interest on the Series 2016 Note. As provided in the Loan Agreement, the

Series 2016 Note shall not be payable from nor charged upon any funds other than the revenue pledged to its payment, nor shall the City be subject to any liability thereon, except as otherwise provided in this paragraph. No holder of the Series 2016 Note shall ever have the right to compel any exercise by the City of any taxing powers of the City to pay the Series 2016 Note or the interest or premium thereon, or to enforce payment thereof against any property of the City except the interests of the City in the Loan Agreement and the revenues and assets thereunder, which will be assigned to the Lender under the terms of an Assignment of Loan Agreement, to be dated on or after May 1, 2016 (the "Assignment of Loan Agreement"), between the City, the Lender, and the Borrower. All of the provisions of the Assignment of Loan Agreement, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Assignment of Loan Agreement shall be substantially in the form now on file with the City with such necessary and appropriate variations, omissions, and insertions as do not materially change the substance thereof, as the Finance Officer, in his or her discretion, shall determine, and the execution and delivery thereof by the Finance Officer shall be conclusive evidence of such determination.

The Series 2016 Note shall recite that the Series 2016 Note is issued under the Act, and that the Series 2016 Note, including interest and premium, if any, thereon, are payable solely from the revenues and assets pledged to the payment thereof, and the Series 2016 Note shall not constitute a debt of the City within the meaning of any constitutional or statutory limitations.

8. SECURITY. The City acknowledges and hereby approves any one or more of the following to be provided as security for the payment of the obligations of the Borrower under the Loan Agreement, and the payment of the principal of, premium, if any, and interest on the Series 2016 Note: (i) a Guaranty, dated on or after May 1, 2016 (the "Guaranty"), from Project for Pride In Living, Inc., a Minnesota nonprofit corporation, or another or other guarantors; (ii) a Disbursing Agreement, dated on or after May 1, 2016 (the "Disbursing Agreement"), between the Borrower, the Lender, and a disbursing agent selected by the Borrower and the Lender; (iii) an Assignment of Equity Investor Interests and Capital Contributions, dated on or after May 1, 2016, between the Borrower and the Lender; (iv) a Security Agreement, dated on or after May 1, 2016, between the Borrower and the Lender; and (v) such other security documents as the Borrower, the Lender, and other parties agree are necessary or appropriate to ensure timely payment of the Loan and the Series 2016 Note. All such security documents may be given such other designations as determined by the City, the Borrower, and the Lender, and shall be substantially in the forms authorized and approved by the Lender and the Borrower.

9. THE REGULATORY AGREEMENT. To ensure continuing compliance with certain rental and occupancy restrictions imposed by the Act, Chapter 474A, and Section 142(d) of the Code, and to ensure continuing compliance with certain restrictions imposed by the City, the Finance Officer is hereby authorized and directed to execute and deliver a Regulatory Agreement, dated on or after May 1, 2016 (the "Regulatory Agreement"), between the City, the Borrower, and the Lender. The Regulatory Agreement shall be substantially in the form now on file with the City which is hereby approved, with such omissions and insertions as do not materially change the substance thereof, as the Finance Officer, in his or her discretion, shall determine, and the execution thereof by the Finance Officer shall be conclusive evidence of such determinations. All of the provisions of the Regulatory Agreement, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof.

10. OTHER CITY DOCUMENTS. The Finance Officer is hereby designated as the representative of the City with respect to the issuance of the Series 2016 Note and the transactions related thereto. The Finance Officer is authorized, upon request, to furnish certified copies of all proceedings and records of the City relating to the Series 2016 Note, and such other affidavits and certificates as may be required to show the facts relating to the Series 2016 Note as such facts appear from the books and records in the custody and control of the City; and all such certified copies, certificates, and affidavits, including any heretofore furnished, shall constitute representations of the City as to the truth of all statements contained therein. The Finance Officer is hereby further authorized to execute and deliver, on behalf of the City, all other certificates, instruments, and other written documents that may be requested by bond counsel, the Lender, the Borrower, or other persons or entities in conjunction with the issuance of the Series 2016 Note and the expenditure of the proceeds of the Series 2016 Note. Without imposing any limitations on the scope of the preceding sentence, the Finance Officer is specifically authorized to execute and deliver such other documents and certificates as are necessary or appropriate in connection with the issuance, sale, and delivery of the Series 2016 Note, including one or more consents to an assignment of a redevelopment agreement, tax increment revenues, or any other funds made available to the Borrower and the Project by the City and Hennepin County; an Information Return for Tax-Exempt Private Activity Bond Issues, Form 8038, with respect to the Series 2016 Note; an endorsement to any tax certificate as to arbitrage, rebate, and other federal tax matters executed and delivered in connection with the issuance of the Series 2016 Note, appropriate amendments to the Housing Program, and all other documents and certificates as the Finance Officer shall deem to be necessary or appropriate in connection with the issuance, sale, and delivery of the Series 2016 Note. The Finance Officer is hereby further authorized and directed to execute and deliver all other instruments and documents necessary to accomplish the purposes for which the Series 2016 Note are to be issued and the Loan Agreement, the Assignment of Loan Agreement, and the Regulatory Agreement are to be executed and delivered. The preparation and filing of Uniform Commercial Code financing statements with respect to the assignment of the interests of the City in the Loan Agreement (excluding any unassigned rights as provided in the Loan Agreement), are hereby authorized. The City hereby authorizes Kennedy & Graven, Chartered, as bond counsel to the City ("Bond Counsel"), to prepare, execute, and deliver its approving legal opinions with respect to the Series 2016 Note.

11. DISCLOSURE DOCUMENTS. It is not expected that any disclosure documents will be prepared in connection with the issuance and sale of the Series 2016 Note. In the event that an official statement or other disclosure document is prepared relating to the offer and sale of the Series 2016 Note (the "Disclosure Documents"), the City will not participate in the preparation or distribution of such Disclosure Documents and will make no independent investigation with respect to the information contained in the Disclosure Documents and the City assumes no responsibility for the sufficiency, accuracy, or completeness of such information.

12. SUBSEQUENT AMENDMENTS. On any date subsequent to the date of issuance of the Series 2016 Note, the Finance Officer is hereby authorized to execute and deliver any amendments or supplements to any of the documents referred to in this resolution on behalf of the City if, after review by and consultation with the City Attorney and Bond Counsel, the Finance Officer determines that the execution and delivery of such amendment or supplement is in the interests of the City. The Finance Officer may impose any terms or conditions on his or her execution and delivery of any such amendment or supplement as the Finance Officer deems appropriate.

13. LIMITATIONS OF LIABILITY. No covenant, stipulation, obligation, or agreement herein contained or contained in the aforementioned documents shall be deemed to be a covenant, stipulation, obligation,

or agreement of any member of the City Council of the City, or any officer, agent, or employee of the City in that person's individual capacity, and neither the City Council of the City nor any officer, agent, or employee executing the Series 2016 Note shall be personally liable on the Series 2016 Note or be subject to any personal liability or accountability by reason of the issuance thereof. No provision, covenant, or agreement contained in the aforementioned documents, the Series 2016 Note, or in any other document relating to the Series 2016 Note, and no obligation therein or herein imposed upon the City or the breach thereof, shall constitute or give rise to a general or moral obligation of the City or any pecuniary liability of the City or any charge upon its general credit or taxing powers. In making the agreements, provisions, covenants, and representations set forth in such documents, the City has not obligated itself to pay or remit any funds or revenues, other than funds and revenues derived from the Loan Agreement, which are to be applied to the payment of the Series 2016 Note, as provided therein.

Except as herein otherwise expressly provided, nothing in this resolution or in the aforementioned documents expressed or implied, is intended or shall be construed to confer upon any person or firm or corporation, other than the City, and any holder of the Series 2016 Note issued under the provisions of this resolution, any right, remedy or claim, legal or equitable, under and by reason of this resolution or any provisions hereof, this resolution, the aforementioned documents, and all of their provisions being intended to be and being for the sole and exclusive benefit of the City, the Borrower, the Lender, and any beneficial owners from time to time of the Series 2016 Note issued under the provisions of this resolution.

14. SEVERABILITY. In case any one or more of the provisions of this resolution, other than the provisions limiting the liability of the City, or of the aforementioned documents, or of the Series 2016 Note issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this resolution, or of the aforementioned documents, or of the Series 2016 Note, but this resolution, the aforementioned documents, and the Series 2016 Note shall be construed and endorsed as if such illegal or invalid provisions had not been contained therein.

15. VALIDITY OF THE SERIES 2016 NOTE. The Series 2016 Note, when executed and delivered, shall contain a recital that it is issued in accordance with the Act, and such recital shall be conclusive evidence of the validity of the Series 2016 Note and the regularity of the issuance thereof, and that all acts, conditions, and things required by the laws of the State of Minnesota relating to the adoption of this resolution, to the issuance of the Series 2016 Note, and to the execution of the aforementioned documents to happen, exist, and be performed precedent to the execution of the aforementioned documents have happened, exist, and have been performed as so required by law.

16. ADDITIONAL ACTIONS. The officers of the City, the City Attorney, Bond Counsel, other attorneys, and other agents or employees of the City are hereby authorized to do all acts and things required of them by or in connection with this resolution, the aforementioned documents, or the Series 2016 Note, for the full, punctual, and complete performance of all the terms, covenants, and agreements contained in the Series 2016 Note, the aforementioned documents, and this resolution.

17. DESIGNATION AS PROGRAM BONDS. The Series 2016 Note is hereby designated a "Program Bond" and is determined to be within the "Housing Program" and the "Program," all as defined in Resolution 88R-021 of the City adopted January 29, 1988, and as amended by Resolution 1997R-402 of the City adopted December 12, 1997.

18. FEES AND INDEMNIFICATION. The Borrower has agreed to pay the administrative fees of the City in accordance with the applicable policies and procedures of the City. It is hereby determined that any and all costs incurred by the City in connection with the financing of the Project will be paid by the Borrower. It is understood and agreed by the Borrower that the Borrower shall indemnify the City against all liabilities, losses, damages, costs, and expenses (including attorney's fees and expenses incurred by the City) arising with respect to the Project and the Series 2016 Note, as provided for and agreed to by and between the Borrower and the City in the Loan Agreement. The financing transaction represented by the Series 2016 Note is subject to all existing policies and procedures of the City and is also subject to any conduit bond policies and procedures subsequently adopted by the City to the extent the provisions thereof are intended to be applied retroactively to conduit revenue obligations issued prior to the adoption of such conduit bond policies and procedures.

19. EFFECTIVE DATE. This resolution shall take effect and be in force from and after its approval and publication. In accordance with the terms of Chapter 4, Section 9, of the Charter of the City, only the title of this resolution and a summary of this resolution conforming to Minnesota Statutes, Section 331A.01, subdivision 10, shall be published in the official paper of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby approves the revocation of the Rental Dwelling License held by Craig Peterson II for property at 3350 Newton Ave N, for failure to meet licensing standards pursuant to Section 244.2020 of the Minneapolis Code of Ordinances, and adopts the Findings of Fact, Conclusions and Recommendation prepared by the Department of Regulatory Services, as set forth in File No. 16-00463, and made a part of this report by reference.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby approves the revocation of the Rental Dwelling License held by Cedric Thompson for property at 2711 Queen Ave N, for failure to meet licensing standards pursuant to Section 244.1910 of the Minneapolis Code of Ordinances, and adopts the Findings of Fact prepared by the Department of Regulatory Services, as set forth in File No. 16-00464, and made a part of this report by reference.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby approves the Department of Licenses and Consumer Services Agenda recommendations granting applications for Liquor, Business and Gambling licenses as set forth in File No. 16-00461, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

Approved by Mayor Betsy Hodges 4/15/2016.

(Published 4/19/2016)

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2016R-131 deleting 147 parcels from Minneapolis Housing Replacement Tax Increment Financing Districts II and III for the purpose of increasing future capacity to add qualified parcels to a to-be-created housing replacement tax increment financing district.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-131

By Goodman

Approving the deletion of parcels from Housing Replacement Tax Increment Financing Districts.

Resolved by The City Council of The City of Minneapolis:

Section 1. Recitals

1.1. Pursuant to Laws of Minnesota 2003, Chapter 127, Article 12, Sections 31-34, and Minneapolis Code of Ordinances, Chapter 415, the City of Minneapolis (the "City"), acting by and through its department of Community Planning and Economic Development, has been granted the authority to propose and implement city development districts, housing and redevelopment projects and tax increment financing ("TIF") districts, all pursuant to Minnesota Statutes, Sections 469.001 through 469.134, and 469.174 through 469.179, as amended, and other laws enumerated therein (collectively, the "Project Laws").

1.2. Laws of Minnesota 1995, Chapter 264, Article 5, Sections 44 through 47, as amended by Laws of Minnesota 1996, Chapter 471, Article 7; Laws of Minnesota 1997, Chapter 231, Article 10; Laws of Minnesota 2002, Chapter 377, Article 7; Laws of Minnesota 2008, Chapter 154, Article 9; Laws of Minnesota 2008, Chapter 366, Article 5; Laws of Minnesota 2010, Chapter 216, Sections 45 and 46; and Laws of Minnesota First Special Session 2011, Chapter 7, Article 5, Section 11 (collectively, the "Special Legislation") authorizes the City to establish housing replacement tax increment financing districts.

1.3. By Resolution 95R-397 duly adopted December 29, 1995, Resolution 2008R-275 duly adopted July 11, 2008, and Resolution 2011R-491 duly adopted October 7, 2011, the City approved the Special Legislation.

1.4. By Resolution 96R-210 duly adopted August 9, 1996, the City approved the Housing Replacement District Plan and created a Housing Replacement TIF District. By Resolution 2003R-386 duly adopted August 22, 2003, the City approved the Housing Replacement District II Plan and created Housing Replacement TIF District II. By Resolution 2009R-602 duly adopted December 18, 2009, the City approved the Housing Replacement District III Plan (collectively with the Housing Replacement District Plan and the Housing Replacement District II Plan, the “Plans”) and created Housing Replacement TIF District III (collectively with the Housing Replacement TIF District and Housing Replacement TIF District II, the “Districts”).

1.5. 2011 Laws of Minnesota First Special Session, Chapter 7, Article 5, Section 11 authorized the City to designate for inclusion in the Districts up to 200 parcels, on a onetime basis, within the area of the City of Minneapolis designated by the Presidential declaration of major disaster FEMA-1990-DR. By Resolution 2012R-286 duly adopted May 25, 2012, the City added 71 parcels to Housing Replacement TIF District III under that authority.

1.6. The Special Legislation and the Plans specify the procedures whereby parcels may be added to and deleted from the Districts. Parcels may be added or deleted by a resolution adopted by the City Council.

1.7. Due to limitations on marketability, 144 City-owned parcels within the Districts have remained in the City’s inventory longer than anticipated and can be replaced by other eligible parcels more likely to be sold for development of market rate housing. Three additional parcels within the Districts were either not acquired by the City or were sold to developers that have not constructed market rate housing. These three parcels have generated tax increment and cannot be replaced by other eligible parcels.

Section 2. Findings

2.1. The Council hereby finds, determines and declares that the following 147 parcels are to be deleted from the Districts:

PID	ADDRESS
0302924440133	3010 CALIFORNIA ST N E
1302924310135	642 BUCHANAN ST N E
0302924330117	314 36TH AVE N
0402924110079	914 42ND AVE N
1311821210024	901 45TH AVE N
1002924230121	3251 6TH ST N
1002924220128	3442 6TH ST N
1211821340153	4526 ALDRICH AVE N
1211821340174	4530 BRYANT AVE N
0402924140231	4111 COLFAX AVE N
1211821310214	4831 COLFAX AVE N
0902924140156	3226 DUPONT AVE N
0402924130165	4114 FREMONT AVE N
0402924130167	4122 FREMONT AVE N
0402924130168	4126 FREMONT AVE N

0402924130169	4130 FREMONT AVE N
0402924120040	4238 FREMONT AVE N
0402924430117	3635 GIRARD AVE N
0902924210214	3435 HUMBOLDT AVE N
0902924120087	3450 HUMBOLDT AVE N
0902924210064	3547 HUMBOLDT AVE N
0902924240019	3218 IRVING AVE N
0902924210017	3504 JAMES AVE N
0902924210150	3514 KNOX AVE N
1002924230041	3326 LYNDAL AVE N
0902924110152	3407 LYNDAL AVE N
0902924220217	3519 OLIVER AVE N
0902924220118	3456 PENN AVE N
0502924440119	3711 PENN AVE N
0502924440117	3719 PENN AVE N
0502924140005	4143 PENN AVE N
0802924440123	2659 QUEEN AVE N
0802924440013	2743 QUEEN AVE N
0802924440012	2747 QUEEN AVE N
0802924410130	3001 QUEEN AVE N
0802924440131	2640 RUSSELL AVE N
0802924440052	2707 RUSSELL AVE N
0802924140005	3241 RUSSELL AVE N
0802924440054	2700 SHERIDAN AVE N
0802924410040	2915 SHERIDAN AVE N
0802924430012	2615 THOMAS AVE N
0802924410224	3118 THOMAS AVE N
0802924410226	3126 THOMAS AVE N
0802924130193	3210 VINCENT AVE N
1602924230078	2110 21ST AVE N
1602924240041	1511 22ND AVE N
1502924220010	312 23RD AVE N
1502924220033	418 23RD AVE N
1502924220021	413 24TH AVE N
1502924220046	623 24TH AVE N
1502924220154	619 26TH AVE N
1502924220155	621 26TH AVE N
1602924210056	1625 26TH AVE N
1002924320141	301 30TH AVE N
1002924320142	305 30TH AVE N
1002924320087	316 30TH AVE N
1002924320154	423 30TH AVE N
0902924410225	1000 30TH AVE N
1002924320163	427 31ST AVE N

2002924410134	2214 4TH AVE N
1502924230035	2218 4TH ST N
1502924220247	2320 4TH ST N
1502924220219	2321 4TH ST N
1502924220242	2501 4TH ST N
1502924230102	2126 6TH ST N
1502924230104	2134 6TH ST N
1002924320077	3020 6TH ST N
1002924320040	3112 6TH ST N
1002924320041	3114 6TH ST N
0902924440095	2704 BRYANT AVE N
0902924440097	2714 BRYANT AVE N
0902924440121	2803 BRYANT AVE N
0902924410072	2901 BRYANT AVE N
0902924440156	2650 COLFAX AVE N
0902924440139	2714 COLFAX AVE N
1602924110133	2410 DUPONT AVE N
0902924420174	2905 DUPONT AVE N
0902924410107	2914 DUPONT AVE N
0902924410109	2922 DUPONT AVE N
0902924420004	3111 DUPONT AVE N
1602924120086	2305 EMERSON AVE N
1602924130074	2126 FREMONT AVE N
1602924120107	2315 FREMONT AVE N
1602924120106	2317 FREMONT AVE N
1602924120105	2321 FREMONT AVE N
0902924430084	2718 FREMONT AVE N
1602924240061	1564 HILLSIDE AVE
1602924240048	2109 IRVING AVE N
1602924240044	2127 IRVING AVE N
1602924210130	2434 IRVING AVE N
0902924310046	3118 IRVING AVE N
2102924210233	1130 JAMES AVE N
1602924240199	2001 JAMES AVE N
1602924240142	2031 JAMES AVE N
1602924230037	2109 JAMES AVE N
1602924230035	2119 JAMES AVE N
1602924230012	2206 JAMES AVE N
1602924210028	2514 JAMES AVE N
0902924340043	2720 JAMES AVE N
0902924340144	2731 JAMES AVE N
1602924340100	1418 LOGAN AVE N
1602924220133	2318 LOGAN AVE N
1602924140245	2127 LYNDAL AVE N

1502924230064	2218 LYNDAL AVE N
1602924330254	1414 MORGAN AVE N
2102924240005	1610 OAK PARK AVE
0902924330102	2705 OLIVER AVE N
1602924230089	2218 PENN AVE N
0802924440148	2611 PENN AVE N
0802924440143	2631 PENN AVE N
0902924330120	2636 PENN AVE N
0802924440137	2655 PENN AVE N
0802924440175	2717 PENN AVE N
0802924440174	2721 PENN AVE N
0802924410091	2943 PENN AVE N
0802924410114	2950 QUEEN AVE N
1702924410063	1818 SHERIDAN AVE N
1702924140093	2018 SHERIDAN AVE N
1702924140095	2026 SHERIDAN AVE N
1702924420014	1701 THOMAS AVE N
3502924110067	2213 16TH AVE S
3502924240161	2444 10TH AVE S
3502924240026	2406 11TH AVE S
3502924240017	2424 12TH AVE S
3502924240085	2542 12TH AVE S
3502924130171	2518 14TH AVE S
3502924420147	2645 14TH AVE S
3502924140035	2417 16TH AVE S
3502924140041	2435 16TH AVE S
3502924140042	2439 16TH AVE S
3502924140043	2441 16TH AVE S
3502924410029	2600 17TH AVE S
3502924410147	2623 17TH AVE S
0102824220133	3009 19TH AVE S
3502924420119	1401 26TH ST E
3502924420118	1403 26TH ST E
3502924420115	1405 26TH ST E
3502924420117	1409 26TH ST E
0202824110247	1804 31ST ST E
3502924140132	2540 CEDAR AVE S
3602924320068	2729 CEDAR AVE S
3602924230020	1863 E M STATELY ST
3602924230017	1911 E M STATELY ST
3502924240174	2426 ELLIOT AVE S
1102924240070	2651 6TH ST N E
1002924230120	3250 6TH ST N
1702924440178	1526 THOMAS AVE N

Section 3. Implementation

3.1. As provided under Minnesota Statutes, Section 469.178, Subdivision 7, this Council hereby authorizes the advance of revenues from other available development revenues of the City in the principal amount needed to offset any negative fund balances incurred with respect to the Districts as a result of expenditures incurred prior to or in excess of the collection of tax increment revenue. The interest rate paid on such advances shall be equal to the rate of interest those revenues would have generated in their fund. In no event will the rate of interest charged on the advance exceed the statutory maximum set forth at Minnesota Statutes, Section 469.178, Subdivision 7. The term of this advance shall end upon the termination of the Districts, although as revenues are available in the funds for the Districts, the advance shall be offset by such amounts.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby authorizes an increase in the reimbursement by \$1,709 for sewer encroachment costs to Accent Homes from the land sales proceeds related to the sale of 3901 22nd Ave S, as described in File No. 16-00468.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby adopts the Rental License Conditions and Stipulated Agreement negotiated between the City of Minneapolis and the licensee for the Rental Dwelling License held by Manzoor Moghul for property at 2548 Central Ave NE, allowing the licensee to retain the Rental Dwelling License for said property subject to adherence with the conditions contained therein, as set forth in File No. 16-00469, and made a part of this report by reference.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The COMMUNITY DEVELOPMENT & REGULATORY SERVICES and WAYS & MEANS Committees submitted the following reports:

The Minneapolis City Council hereby:

1. Passage of Resolution 2016R-132 approving appropriations to the Non-Departmental Agency (CDBG & UDAG Funds) and Department of Community Planning & Economic Development, reflecting increase in the 2016 Consolidated Plan grant appropriations by \$1,343,952 and \$370,898, adjusting from the

estimated U.S. Department of Housing & Urban Development (HUD) appropriation contained in the City's 2016 adopted budget.

2. Directs staff to summarize comments received through the 30-day public comment period (March 14-April 13, 2016) in the 2016 Consolidated Plan Action Plan.
3. Approves the 2016 Consolidated Plan Action Plan, set forth in File No. 16-00375.
4. Authorizes submittal of the City of Minneapolis 2016 Consolidated Plan Action Plan to HUD on April 16, 2016.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report and resolution were adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-132
By Goodman and Quincy

Amending the 2016 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, as follows:

1. Increasing the appropriation for the Non-Departmental Agency in the CDBG & UDAG Funds (01400-1230000) by \$1,343,952, and increasing the revenue source (01400-1230000-321008) by \$1,343,952.
2. Increasing the appropriation for the Community Planning and Economic Development Agency in the HOME Fund (01500-8900000) by \$370,898, and increasing the revenue source (01500-8900000-321008) by \$370,898.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby:

1. Passage of Resolution 2016R-133 approving the Hawthorne EcoVillage Apartments Tax Increment Financing (TIF) Plan.
2. Passage of Resolution 2016R-134 authorizing the issuance of a limited revenue pay-as-you-go TIF note to Hawthorne Ecovillage Limited Partnership in a principal amount not to exceed \$722,300.

3. Approves the proposed redevelopment contract and business terms for the Hawthorne EcoVillage Apartments Tax Increment Financing (TIF) Plan, set forth in File No. 16-00460.

4. Authorizes a redevelopment contract, loan agreement and any other necessary documents related to the Hawthorne EcoVillage Apartments TIF Plan and pay-as-you-go TIF note actions with Hawthorne EcoVillage Limited Partnership or an affiliated entity.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report and resolutions were adopted.

The following is the complete text of the unpublished summarized resolutions.

RESOLUTION 2016R-133
By Goodman and Quincy

Approving the Hawthorne EcoVillage Apartments Tax Increment Financing Plan.

Resolved by The City Council of The City of Minneapolis:

Section 1. Recitals

1.1. Pursuant to Laws of Minnesota 2003, Chapter 127, Article 12, Sections 31-34, and Minneapolis Code of Ordinances, Chapter 415, the City of Minneapolis (the "City"), acting by and through its department of Community Planning and Economic Development, has been granted the authority to propose and implement city development districts, housing and redevelopment projects and tax increment financing ("TIF") districts, all pursuant to Minnesota Statutes, Sections 469.001 through 469.134, and 469.174 through 469.179, as amended, and other laws enumerated therein (collectively, the "Project Laws").

1.2. By Resolution 2003R-244 duly adopted June 6, 2003 and approved June 11, 2003, the City approved the West Lowry Avenue Redevelopment Plan and thereby established the West Lowry Avenue Redevelopment Project (the "Project Area"). By Resolution 2008R-140 duly adopted April 18, 2008 and approved April 25, 2008, the City approved Modification No. 1 to the West Lowry Avenue Redevelopment Plan.

1.3. It has been proposed and the City has caused to be prepared, and this Council has investigated the facts with respect to, the Hawthorne EcoVillage Apartments TIF Plan (the "TIF Plan"). The TIF Plan creates a new housing TIF district (the "TIF District") within the Project Area, designates property to be included in the TIF District, states the City's objectives, describes proposed development activity, and identifies a budget for expenditures. These actions are all pursuant to and in accordance with the Project Laws.

1.4. The City has performed all actions required by law to be performed prior to the adoption of the TIF Plan, including, but not limited to, a review of the TIF Plan by the affected neighborhood group and the City Planning Commission, transmittal of the TIF Plan to the Hennepin County Board of Commissioners

and the Board of Education of Special School District No. 1 for their review and comment, and the holding of a public hearing upon published notice as required by law.

Section 2. Findings and Election

2.1. The Council hereby finds, determines and declares that the objectives and actions authorized by the TIF Plan are all pursuant to and in accordance with the Project Laws.

2.2. The Council further finds, determines and declares that the TIF District is a housing district pursuant to Minnesota Statutes, Section 469.174, Subdivision 11.

2.3. The Council further finds, determines and declares that the TIF Plan conforms to the general plan for the development or redevelopment of the city as a whole. Written comments of the City Planning Commission with respect to the TIF Plan were issued on February 22, 2016, are incorporated herein by reference, and are on file in the office of the City Clerk.

2.4. The Council further finds, determines and declares that the TIF Plan will afford maximum opportunity, consistent with the sound needs of the city as a whole, for the redevelopment of the Project Area and TIF District by private enterprise.

2.5. The Council further finds, determines and declares that the land in the TIF District and Project Area would not be made available for redevelopment without the financial aid and public assistance to be sought.

2.6. The Council further finds, determines and declares that the proposed development would not reasonably be expected to occur solely through private investment within the reasonably foreseeable future.

2.7. The Council further finds, determines and declares that the reasons and facts supporting the findings in this resolution are described in the TIF Plan.

2.8. The Council elects the method of computation provided in Minnesota Statutes, Section 469.177, Subdivision 3, Paragraph (a). The Council acknowledges that, by making this election, the entire fiscal disparity contribution required of the City for development occurring within this TIF District will be taken from outside the TIF District.

2.9. The Council hereby finds, determines and declares that it is necessary and in the best interests of the City at this time to approve the TIF Plan.

Section 3. Approval of the TIF Plan

3.1. Based upon the findings set forth in Section 2 hereof, the TIF Plan presented to the Council on this date is hereby approved and shall be placed on file in the office of the City Clerk.

Section 4. Implementation of the TIF Plan

4.1. After passage and publication of this Resolution, the officers and staff of the City and the City's consultants and counsel are authorized and directed to proceed with the implementation of the TIF

Plan, and for this purpose to negotiate, draft, prepare and present to this Council for its consideration, as appropriate, all further modifications, plans, resolutions, documents and contracts necessary for this purpose.

4.2. As provided under Minnesota Statutes, Section 469.178, Subdivision 7, this Council hereby authorizes the advance of revenues from other available development revenues of the City in the principal amount needed to offset any negative fund balances incurred with respect to administrative costs related to this TIF District as a result of expenditures incurred prior to or in excess of the collection of tax increment revenue. The interest rate paid on such advances shall be equal to the rate of interest those revenues would have generated in their fund. In no event will the rate of interest charged on the advance exceed the statutory maximum set forth at Minnesota Statutes, Section 469.178, Subdivision 7. The term of this advance shall end upon the termination of the TIF District, although as revenues are available in the fund for the TIF District, the advance shall be offset by such amounts.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

RESOLUTION 2016R-134
By Goodman and Quincy

Approving the issuance of a tax increment limited revenue note in substantially the form recited herein in a principal amount not exceeding \$722,300 in connection with the Hawthorne EcoVillage Apartments Project.

Whereas, the City of Minneapolis (the "City"), acting pursuant to Laws of Minnesota 2003, Chapter 127, Article 12, Sections 31-34, and Minneapolis Code of Ordinances, Chapter 415, has certain powers, including without limitation the powers set forth in Minnesota Statutes, Sections 469.001 through 469.047, as amended (the "HRA Act") and Minnesota Statutes, Sections 469.174 through 469.179, as amended (the "TIF Act"); and

Whereas, in furtherance of the objectives of the HRA Act, the City has undertaken programs for the clearance and reconstruction or rehabilitation of blighted, deteriorated, deteriorating, vacant, unused, underused or inappropriately used, areas of the City, and the development of housing for persons of low and moderate incomes, and in this connection the City is carrying out a housing development project known as the Hawthorne EcoVillage Apartments Project (the "Project") pursuant to the West Lowry Avenue Redevelopment Plan adopted June 6, 2003 and approved June 11, 2003 and with Modification No. 1 adopted April 18, 2008 and approved April 25, 2008 (the "Redevelopment Plan"); and

Whereas, pursuant to the TIF Act and in furtherance of the Redevelopment Plan, the City has approved the Hawthorne EcoVillage Apartments Tax Increment Financing Plan approved April 15, 2016, (the "TIF Plan"); and

Whereas, pursuant to the TIF Plan and the TIF Act, specifically Minnesota Statutes, Section 469.178, subd. 4, the City is authorized to issue its tax increment limited revenue note(s) to finance the public redevelopment costs of the Project; and

Whereas, the City has entered or will enter into a redevelopment contract (the "Redevelopment Contract") with Hawthorne EcoVillage Limited Partnership, a Minnesota limited partnership (or an affiliated entity) (the "Developer"), pursuant to which the City will provide tax increment financing assistance and the Developer will develop 75 units of affordable rental housing and related site and public improvements;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

1. That it is desirable that the City issue a tax increment limited revenue note (the "Note") in substantially the following form:

FORM OF TIF NOTE

Hawthorne EcoVillage Apartments _____
Tax ID # _____

**UNITED STATES OF AMERICA
STATE OF MINNESOTA
COUNTY OF HENNEPIN
CITY OF MINNEAPOLIS**

**TAX INCREMENT LIMITED REVENUE NOTE
(Hawthorne EcoVillage Apartments Project)**

The City of Minneapolis (the "City"), hereby acknowledges itself to be obligated and, for value received, promises to pay to the order of Hawthorne EcoVillage Limited Partnership, a Minnesota limited partnership (or an affiliated entity) (the "Developer"), solely from the source, to the extent, and in the manner hereinafter provided, the principal amount of this Note, being Seven Hundred Twenty-Two Thousand Three Hundred Dollars (\$722,300.00) or such lesser amount as may equal the certified Public Costs as described in Section _____ of the Contract, with interest at the Note Rate, in the installments specified in this Note, on the Payment Dates.

Capitalized terms not defined elsewhere in this Note shall have the meanings below:

"Available Tax Increment" means the Tax Increment received by the City during the period preceding each Payment Date, less (i) the amount of Tax Increment, if any, which the City must pay to the school district, the county and the state pursuant to *Minnesota Statutes*, Sections 469.177, Subd. 9; 469.176, Subd. 4h; and 469.175, Subd. 1a, as the same may be amended from time to time; and (ii) actual administrative costs of the City in an amount not to exceed 10% of the Tax Increment.

"Certificate of Completion" means a Certificate issued by the City to the Developer pursuant to Section 5.04 of the Contract certifying that Minimum Improvements have been substantially completed.

"Contract" means that certain Redevelopment Contract by and between the City and _____ (or an affiliated entity), dated _____, 2016.

"Declaration of Restrictive Covenants" means the Declaration of Restrictive Covenants executed by the Developer in favor of the City dated _____, 2016 that is filed against the Property.

"District" means the Hawthorne EcoVillage Apartments Tax Increment Financing District within the Redevelopment Project.

"Improvements" or "Minimum Improvements" means 75 affordable rental housing Units plus _____ underground parking spaces and related improvements as described in the Contract.

"Maturity Date" means the earlier of (i) February 1 of the year following the final year of Tax Increment collection from the District; and (ii) the date when the principal and interest amount of this Note has been paid in full.

"Note Rate" means four and fifteen/100th percent (4.15%) compounded interest per annum calculated on a 360-day-year basis.

"Payment Date" means August 1 of the year of first increment collection from the District and each August 1 and February 1 thereafter until the Maturity Date, provided that in no event will any payment date occur before the City's issuance of the Certificate of Completion under the terms of the Contract.

"Property" means the real property legally described in the attached **Exhibit A**, upon which the Minimum Improvements will be constructed.

"Public Costs" means actual Public Costs as defined in the Contract, not in excess of \$722,300 related to the Minimum Improvements and which are approved by the City pursuant to the Contract.

"Public Costs Certification" means a certificate in substantially the form attached to the Contract, by which the City certifies the Public Costs pursuant to the terms of the Contract.

"Redevelopment Project" means the West Lowry Avenue Redevelopment Project, which includes the Property.

"Tax Increment" means that portion of the property taxes generated by the Property and Improvements that is actually remitted to the City as tax increment under the Tax Increment Act.

"Tax Increment Act" means *Minnesota Statutes*, Section 469.174-469.179, as amended, or any successor statutes applicable to the District.

On each Payment Date, the City shall pay the Developer an installment equal to the lesser of (i) the Available Tax Increment or (ii) the amount necessary to pay the accrued unpaid interest and the unpaid principal amount of this Note in full. If, after issuance of the Certificate of Completion the Developer is in default under the Contract or Declaration of Restrictive Covenants, and, after notice by the City to the Developer as provided in Section 9.02 of the Contract, such default has not been cured within the time period provided in the Contract, then the City may suspend payment on this Note until the default is cured or the City's obligations under this Note are terminated. If payments are suspended due to a Default under the Declaration of Restrictive Covenants, the City is not obligated to pay to the Developer the amount of the suspended payments that would otherwise have been paid to the Developer between the date the payment is suspended and the date the default is cured. Otherwise, if the City suspends payments due under this Note, the City shall make the suspended payments to the Developer within ten (10) business days after the Developer's cure of the Default to the City's satisfaction. In no event is the City obligated to pay interest on the amount of the suspended payments between the date

the payment is suspended and the last date on which the City is obligated to make the suspended payment to the Developer. To the extent that on any Payment Date there is insufficient Available Tax Increment to make a scheduled payment, such failure to make a scheduled payment shall not constitute a default under this Note. If the Developer or other Improvements' owner fails to pay all or a portion of the property taxes due and owing on the Improvements, then upon such failure to pay, no interest as required by the Note shall accrue on an amount equal to the amount of the Available Tax Increment that would have been paid to the City had such property tax amounts been paid.

Interest shall accrue on the initial principal amount of this Note from the date of issue of the Public Costs Certification. Each payment under this Note, whether a scheduled payment or any other payment, shall be applied first to current interest, then to accrued unpaid interest and then to the unpaid principal amount of this Note.

On the Maturity Date, this Note shall be deemed paid in full and the City shall have no further obligation under this Note even if the aggregate of the Available Tax Increment that has actually been paid to the Developer on the Payment Dates is less than the full principal and interest amount of this Note. The obligation of the City to make any scheduled payment shall terminate if and to the extent that the full principal and interest amount of this Note has been paid in full. This Note may be prepaid in full or in part at any time without penalty.

Each payment on this Note is payable in any coin or currency of the United States of America which on the date of such payment is legal tender for public and private debts and shall be made by wire transfer, check or draft made payable to the Developer and mailed to the Developer at _____, Minneapolis, MN 554____, or such other address as the Developer shall provide in writing to the City's notice address as set forth in the Contract.

The Note is a special and limited obligation and not a general obligation of the City, which has been issued by the City pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including *Minnesota Statutes*, Section 469.178, subdivision 4, to aid in financing a "project", as therein defined, of the City consisting generally of defraying certain public redevelopment costs incurred by the Developer within and for the benefit of the Project.

THE NOTE IS NOT A DEBT OF THE STATE OF MINNESOTA (THE "STATE"), OR ANY POLITICAL SUBDIVISION THEREOF, INCLUDING THE CITY OF MINNEAPOLIS, MINNESOTA, EXCEPT THAT THE CITY SHALL BE OBLIGATED TO MAKE PAYMENTS FROM AVAILABLE TAX INCREMENT AS SET FORTH HEREIN, AND NEITHER THE STATE NOR ANY POLITICAL SUBDIVISION THEREOF, INCLUDING THE CITY, SHALL BE LIABLE ON THE NOTE, EXCEPT FOR THE CITY'S OBLIGATION TO MAKE PAYMENTS FROM AVAILABLE TAX INCREMENT AS SET FORTH HEREIN, NOR SHALL THE NOTE BE PAYABLE OUT OF ANY FUNDS OR PROPERTIES OTHER THAN AVAILABLE TAX INCREMENT AS SET FORTH HEREIN.

This Note shall not be transferred to any person, unless the City has been provided with an opinion of counsel acceptable to the City that such transfer is exempt from registration and official statement delivery requirements of federal and applicable state securities law and an investment letter reasonably acceptable to the City.

This Note shall not be payable from or constitute a charge upon any funds of the City, and the City shall not be subject to any liability hereon or be deemed to have obligated itself to pay hereon from any funds except the Available Tax Increment, and then only to the extent and in the manner herein

April 15, 2016

specified. No Tax Increment generated by the Property or Improvements shall go toward payment of this Note.

The Developer shall never have or be deemed to have the right to compel any exercise of any taxing power of the City or of any other public body, and neither the City nor any person executing or registering this Note shall be liable personally hereon by reason of the issuance of registration thereof or otherwise.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required by the Constitution and the laws of the State of Minnesota to be done, to have happened, and to be performed precedent to and in the issuance of this Note have been done, have happened, and have been performed in regular and due form, time, and manner as required by law; that this Note is issued pursuant to the Tax Increment Act; and that this Note together with all other indebtedness of the City outstanding on the date hereof and on the date of its actual issuance and delivery, does not cause the indebtedness of the City to exceed any constitutional or statutory limitation thereon.

IN WITNESS WHEREOF, the City of Minneapolis, by action of its City Council, has caused this Note to be executed by the manual signature of its Finance Officer, and has caused this Note to be dated _____, 201__.

CITY OF MINNEAPOLIS

By _____
Its Finance Officer

Approved as to form:

Assistant City Attorney

EXHIBIT A TO TIF NOTE

Description of the Property

[Legal Description of the Property to be inserted at Closing]

2. Be It Further Resolved that the form of the Note is hereby approved and shall be executed by the Finance Officer in substantially the form on file, with such changes therein not inconsistent with law as the Finance Officer may approve, which approval shall be conclusively evidenced by the execution thereof.

3. Be It Further Resolved that all actions of the members, employees and staff of the City heretofore taken in furtherance of the issuance of the Note is hereby approved, ratified and confirmed.

4. Be It Further Resolved that the issuance of said Note is hereby approved and the TIF Note is hereby directed to be issued to the Developer (or an affiliated entity) upon the terms and conditions set forth in the Redevelopment Contract.

5. Be It Further Resolved that the Finance Officer is hereby authorized and directed to execute such other documents, agreements and certificates as may be required in connection with the Note.

6. Be It Further Resolved that no provision, covenant or agreement contained in the aforementioned documents, the Note or in any other document related to the Note, and no obligation therein or herein imposed upon the City or the breach thereof, shall constitute or give rise to any pecuniary liability of the City or any charge upon its general credit or taxing powers. In making the agreements, provisions, covenants and representations set forth in such documents, the City has not obligated itself to pay or remit any funds or revenues, other than funds and revenues derived from the tax increment revenues which are to be applied to the payment of the Note, as provided therein and in the Redevelopment Contract. The Note shall not constitute a charge, lien or encumbrance, legal or equitable upon any property or funds of the City except that revenue and proceeds pledged to the payment thereof, nor shall the City be subject to any liability thereon. The holders of the Note shall never have the right to compel any exercise of the taxing power of the City to pay the outstanding principal on the Note or the interest thereon, or to enforce payment hereon against any property of the City. The Note shall not constitute a debt of the City within the meaning of any constitutional or statutory limitation.

7. Be It Further Resolved that the Note, when executed and delivered, shall contain a recital that it is issued pursuant to the TIF Act, and such recital shall be conclusive evidence of the validity of the Note and the regularity of the issuance thereof, and that all acts, conditions and things required by the laws of the State of Minnesota relating to the adoption of this resolution, to the issuance of the Note and to the execution of the aforementioned documents to happen, exist and be performed precedent to and in the enactment of this resolution, and precedent to issuance of the Note and precedent to the execution of the aforementioned documents have happened, exist and have been performed as so required by law.

8. Be It Further Resolved that this resolution shall be in full force and effect from and after its date of publication.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby authorizes:

1. Combining the Code Abatement and Home Repair programs into one Home Improvement program with the following changes to terms:

1. Maximum loan amount of \$25,000 (current maximum loan amount under the Home Repair Program).

2. Maximum income of 80% of the area median, adjusted by family size (current maximum income under the Home Repair Program).

3. Removal of the asset limitation (currently only required under the Code Abatement Program).

4. Removal of the loan to value requirement.

2. A program agreement with Greater Metropolitan Housing Corporation in the amount of \$800,000 for program loans and administrative costs.

3. Extension of the existing master lending agreement with Greater Metropolitan Housing Corporation to July 1, 2017.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes:

1. Acceptance of a Minnesota Housing Finance Agency (MHFA) Single Family Fall 2015 Impact Funds award totaling \$280,000.

2. The use of the funds as an interest rate subsidy for the Community Fix Up loans.

3. Passage of Resolution 2016R-135 approving appropriation to the Department of Community Planning & Economic Development.

4. Grant, sub-recipient and/or disbursement and related agreements for these funds.

5. A contract with Greater Metropolitan Housing Corporation in the amount of \$330,000, of which \$280,000 is for program loans and \$50,000 is for administrative costs.

6. An extension of current agreement with Greater Metropolitan Housing Corporation to Aug. 1, 2017, to allow the time needed to expend these funds.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report and resolution were adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-135
By Goodman and Quincy

Amending the 2016 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Department of Community Planning & Economic Development Agency in the Grants-Other Fund (01600-8900230) by \$280,000, and increasing the revenue source (01600-8900900-321519) by \$280,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

The HEALTH, ENVIRONMENT & COMMUNITY ENGAGEMENT Committee submitted the following reports:

On behalf of the Health, Environment & Community Engagement Committee, Gordon offered Resolution 2016R-136 amending Resolution 2010R-119 entitled "Delegating authority to make and execute City Community Garden Lease form contracts," passed April 2, 2010.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-136

By Gordon

Amending Resolution 2010R-119 entitled "Delegating authority to make and execute City Community Garden Lease form contracts," passed April 2, 2010.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows:

~~Pursuant to City Charter Chapter 4, Section 25, That~~ the City Council hereby delegates authority to the Department of Community Planning and Economic Development director or designees for City development properties and to the Department of Public Works director, the city engineer or designees for all other City owned properties, to make and execute community garden leases with nonprofit organizations for non-buildable and non-developable city-owned properties, ~~at no cost to the City,~~ for a term not to exceed five years using a form approved by the City Attorney.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

On behalf of the Health, Environment & Community Engagement Committee, Gordon offered Resolution 2016R-137 amending Resolution 2015R-459 entitled "Delegating authority to make and execute City Commercial Garden Lease form contracts," passed Nov. 20, 2015.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-137

By Gordon

Amending Resolution 2015R-459 entitled "Delegating authority to make and execute City Commercial Garden Lease form contracts," passed Nov. 20, 2015.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows:

That pursuant to the Minneapolis Code of Ordinances, Chapter 17, Section 17.60(g), the City Council hereby delegates authority to the Community Planning and Economic Development department director or designees for city development properties and to the Public Works department director, the city engineer or designees for all other city owned properties, to make and execute commercial garden leases pursuant to the Commercial Garden Policy adopted of even date herewith, with market gardeners and urban farmers for city owned properties, ~~at no cost to the City,~~ for a term not to exceed five years using a form approved by the City Attorney.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The HEALTH, ENVIRONMENT & COMMUNITY ENGAGEMENT and WAYS & MEANS Committees submitted the following report:

The Minneapolis City Council hereby authorizes:

1. Acceptance of a grant from Medica Research Institute to provide research support in conducting a needs assessment of communities experiencing racial/ethnic disparities in childhood asthma for an amount not to exceed \$50,000, and authorizing an agreement for the grant.
2. Passage of Resolution 2016R-138 appropriating the funds to the Health Department.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report and resolution were adopted.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2016R-138
By Gordon and Quincy**

Amending The 2016 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Health Department Agency in the Grants-Other Fund (01600-8600130) by \$50,000 and increasing the revenue estimate (01600-8600130-372000) by \$50,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The INTERGOVERNMENTAL RELATIONS Committee submitted the following report:

The Minneapolis City Council hereby approves an amendment to the 2016 Policy Positions in the Municipal Governance section by adding to the Sewer Access Charge statements the following language:

Limit the imposition of SAC for outdoor seating at an eating or drinking establishment to only those additions or expansions that increase the number of restrooms or connections to the sanitary sewer system, or increase the capacity of the establishment's sanitary sewer pipes.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The INTERGOVERNMENTAL RELATIONS and WAYS & MEANS Committees submitted the following report:

On behalf of the Intergovernmental Relations Committee, Glidden offered Resolution 2016R-139 donating used fire trucks, a booking van, and other public/life safety equipment to Bosaso, Somalia.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2016R-139
By Warsame and Glidden**

Donating used fire trucks, a booking van, and other public/life safety equipment to Bosaso, Somalia.

Whereas, on October 17, 2014, the City of Minneapolis passed a resolution agreeing to enter into a Sister City relationship with Bosaso, Somalia; and

Whereas, a donation of this kind is consistent with City values of Equity, Safety, and Connectedness and the public purpose to which we all endeavor to uphold; and

Whereas, the financial implications of the donation are minimal to the City of Minneapolis and the benefits to the City of Bosaso are profound; and

Whereas, this donation will help us to further affirm our connection and commitment with our first-in-the-nation Sister City Bosaso, Somalia and will allow them to address issues that are fundamental to the health and safety of their city; and

Whereas, the City of Minneapolis has supported similar donations to its Sister City of Eldoret, Kenya;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City of Minneapolis authorizes the donation of the following used equipment to the City of Boasaso:

1. Fire truck No. 71450;
2. Fire truck No. 71440;
3. Express van No. 75533; and
4. Public/life safety equipment.

Be It Further Resolved that the City of Minneapolis shall not incur any transportation costs, tariffs, taxes, or other fees associated with the donation of the vehicles or other equipment to the City of Bosaso.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The PUBLIC SAFETY, CIVIL RIGHTS & EMERGENCY MANAGEMENT and WAYS & MEANS Committees submitted the following reports:

The Minneapolis City Council hereby authorizes:

1. Acceptance of a grant from the State of Minnesota GI Bill On-The-Job Training/Apprenticeship Program in the amount of \$29,000, to cover Veteran hires at \$1,000 per hire plus another \$1,000 for Veterans who have 12 consecutive months of employment.
2. Passage of Resolution 2016R-140 approving appropriation to the Fire Department.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report and resolution were adopted.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2016R-140
By Yang and Quincy**

Amending the 2016 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Fire Department Agency in the Grants-Other Fund (01600-2800700) by \$29,000, and increasing the revenue source (01600-2800700-321513) by \$29,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby authorizes three separate joint powers agreements with the Hennepin County Sheriff's Office, Metro Transit and Minnesota State Patrol for the 2016 Safety Initiative, to help defray costs for Joint Enforcement Team (JET) Patrols during Summer 2016, each in the amount of \$20,000 for a total cost of \$60,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2016R-141 designating the location and improvements proposed to be made in the 2016 Alley Renovation Program, Special Improvement of Existing Alleys No. AL016.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-141

By Reich

2016 ALLEY RENOVATION PROGRAM

SPECIAL IMPROVEMENT OF EXISTING ALLEYS NO. AL016

Designating the improvement of the 2016 Alley Renovation Program (11 alleys located throughout the City of Minneapolis).

Resolved by The City Council of The City of Minneapolis:

That the following existing alleys within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Minneapolis City Charter, Article IX, Section 9.6(c), by overlaying with bituminous material and including other related improvements and work as needed:

- | | |
|---|---------|
| 1. Between Buchanan St NE and Lincoln St NE from 22nd Ave NE to 23rd Ave NE | Ward 1. |
| 2. Between Arthur St NE and Garfield St NE from 31st Ave NE to 32nd Ave NE | Ward 1. |
| 3. Between Girard Ave N and Humboldt Ave N from 48th Ave N to Shingle Creek | Ward 4. |
| 4. Between Garfield St NE and Hayes St NE from 19th Ave NE to 22nd Ave NE | Ward 1. |

- | | |
|--|----------|
| 5. Between Holmes Ave S and Humboldt Ave S from 34th St W to 35th St W | Ward 10. |
| 6. Between Penn Ave N and Queen Ave N from 33rd Ave N to Lowry Ave N | Ward 4. |
| 7. Between Oakland Ave and Portland Ave from 45th St E to 46th St E | Ward 8. |
| 8. Between 4th St N and 6th St N from 36th Ave N to 37th Ave N | Ward 3. |
| 9. Between 10th Ave S and 11th Ave S from 35th St E to 36th St E | Ward 9. |
| 10. Between 16th Ave S and 17th Ave S from 36th St E to 37th St E | Ward 9. |
| 11. Between 29th Ave S and 30th Ave S from 43rd St E to 44th St E | Ward 12. |

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby adopts a report receiving a cost estimate of \$285,037 for alley renovation improvements and a list of benefited properties for the 2016 Alley Renovation Program, Special Improvement of Existing Alleys No. AL016, as designated by Resolution 2016R-141 passed April 15, 2016, and directs that the City Engineer prepare a proposed Alley Renovation Special Improvement Assessment against the list of benefited properties by applying the 2016 Uniform Assessment Rates as per Resolution 2015R-482, passed Nov. 20, 2015.

Further, a public hearing is scheduled for June 21, 2016, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, approving the renovation of the above-designated alley locations, and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby:

1. Approves the layout for the 46th Ave S Street Reconstruction Project PV111, between Godfrey Pkwy and 46th St E, as set forth in File No. 16-00444.

2. Authorizes negotiation with private property owners to acquire easements and additional right-of-way as necessary for the project.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2016R-142 authorizing the sale of 2900 Grand Ave S and 2905 Harriet Ave to the adjoining owner, 2905 Associates, LLC, for a price which will cover the cost of staff time, estimate at \$1,000.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-142
By Reich

Approving the sale of excess land at 2900 Grand Ave S and 2905 Harriet Ave.

Whereas, the City of Minneapolis, hereinafter known as the City, proposes to sell two parcels of unimproved excess land for use in an approved residential development known as 2900 Associates LLC; and

Whereas, due to the parcel at 2900 Grand Ave S being primarily steeply sloping terrain and the parcel at 2905 Harriet Ave being of insufficient land area to be buildable, both parcels are considered of no use to the City and have been determined by the Director of the Department of Public Works to be “excess”; and

Whereas, the legal descriptions of the land being conveyed is:

As to 2900 Grand Ave S: The North 28 feet including adjacent 1/2 of vacated alley of Lot 1, Block 6, Excelsior Addition to Minneapolis; and

As to 2905 Harriet Ave: The South 30 feet of the East 18 feet of Lot 15, Block 6, Excelsior Addition to Minneapolis; and

Whereas, the Department of Public Works has estimated the fair market value of the combined parcels to be \$1,000;

Now, Therefore, Be It Resolved by The City Council of the City of Minneapolis:

That the Minneapolis City Council approves the sale of the two parcels described above to 2900 Associates LLC, by means of a quit-claim deed. The City Council of the City of Minneapolis also directs the appropriate staff to execute, deliver, and record the deed.

Be It Further Resolved that the sale is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City’s general plan of economic development in accordance with the City's approved disposition policy.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby authorizes an agreement with the City of New Brighton for the provision of wholesale water or, alternatively, to reserve capacity to serve as an emergency back-up water supply for the City of New Brighton, as more fully set forth in File No. 16-00448.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2016R-143, requesting the Minnesota Commissioner of Transportation to make removals from and additions to the Municipal State Aid System of the City of Minneapolis.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-143

By Reich

Adopting additions to and removals from the “Municipal State Aid Street System” within the City of Minneapolis.

Whereas, it appears to the City Council of the City of Minneapolis that the streets hereinafter described should be added to or deleted from the system of “Municipal State Aid Streets” under the provisions of Minnesota Statutes of 1983, Chapter 162; and

Whereas, it is the desire of said City Council that said streets be added to or deleted from the system of “Municipal State Aid Streets” as previously established;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the streets described and numbered as follows be designated as a “Municipal State Aid Street” of said City subject to the approval of the Commissioner of Transportation of the State of Minnesota:

- MSA Route 454, 33rd Ave NE - Central Ave NE to Stinson Blvd. (1.00 miles).
- MSA Route 457, Van White Memorial Blvd - 7th St N to Glenwood Ave (0.88 miles).
- MSA Route 282, 20th Ave S - 4th St S to Riverside Ave (0.08 miles).
- MSA Route 250, 36th Ave S - 34th St E to 38th St E (0.50 miles).
- MSA Route 167, 54th St W - Xerxes Ave S to Upton Ave S (0.21 miles).
- MSA Route 199, 58th St W - Lyndale Ave S to Nicollet Ave S (0.50 miles).
- MSA Route 421, 10th Ave S - 3rd St S to 2nd St S (0.15 miles).
- MSA Route 465, 3rd St S - 10th Ave S to 12th Ave S (0.16 miles).
- MSA Route 422, 12th Ave S - 3rd St S to 2nd St S (0.16 miles).
- MSA Route 289, 2nd St S - 11th Ave S to 12th Ave S (0.08 miles).

Be It Further Resolved that the streets described and numbered as follows no longer be designated as a “Municipal State Aid Street” of said City subject to the approval of the Commissioner of Transportation of the State of Minnesota:

- MSA Route 462, Cleveland St NE - Summer St NE to Broadway St NE (0.12 miles).
- MSA Route 461, Summer St NE - Cleveland St NE to Stinson Blvd (0.20 miles) and Taft St NE to Harding St NE (0.12 miles).

- MSA Route 459, Winter St NE - Hoover St NE to Delano St NE (0.06 miles).
- MSA Route 460, Delano St NE - Winter St NE to Spring St NE (0.12 miles).
- MSA Route 458, Harding St NE - Broadway St NE to Summer St NE (0.12 miles).
- MSA Route 218, 5th St S - Chicago Ave to 11th Ave S (0.33 miles).
- MSA Route 275, Diagonal Roadway - 24th Ave SE to Kasota Ave SE (0.39 miles).
- MSA Route 433, Granary Road - 11th Ave SE to 25th Ave SE (1.31 miles).
- MSA Route 195, Oak St SE - 6th St SE to Diagonal Roadway (0.25 miles).
- MSA Route 448, Malcolm Ave SE - Granary Road to Kasota Ave SE (0.28 miles).
- MSA Route 318, Snelling Ave - 22nd St E to 24th St E (0.14 miles).
- MSA Route 302, 24th St E - Snelling Ave to Minnehaha Ave (0.09 miles).

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby:

1. Approves the project layout, prepared by Hennepin County, for the Franklin Ave (CSAH 5) / Cedar Ave (CSAH 152) / Minnehaha Ave Intersection Modifications Project, as set forth in File No. 16-00447.
2. Approves street operational changes for the following two blocks:
 1. 20th Ave S from Franklin Ave to 9th St S: Currently one-way northbound, change to two-way operation.
 2. 9th St S from 20th Ave S to 21st Ave S: Currently one-way eastbound, change to two-way operation.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Transportation & Public Works Committee forwarded without recommendation the layout, cost estimate, direction to proceed, and easements related to the 3rd Ave S Redesign Project (1st St S to 16th St S).

Reich moved approval of the original staff recommendation, specifically:

1. Approve the project layout for the 3rd Ave S Redesign Project No. 9954 (PV128) from 1st St S to 16th St S, as set forth in File No. 16-00456.
2. Receive a cost estimate of \$3,000,000 for the project.
3. Direct the City Engineer to proceed and do the work for the project.
4. Authorize negotiation and execution of easements with private property owners to secure additional right-of-way, if necessary, for the project.

Bender moved the following substitute:

Approve the original layout for 3rd Ave S, south of 8th St S, which includes:

1. Three vehicular travel lanes, one in each direction with a center turn lane.

2. Center planted medians.
3. Planter-protected bike lanes in both directions.

On roll call, the result of the Bender substitute was:

Ayes: Frey, Gordon, Cano, Bender, Glidden, A. Johnson (6)

Noes: Warsame, Goodman, Palmisano, Reich, Yang, Quincy, President Johnson (7)

The motion failed.

Gordon moved the following substitute:

To move forward with a pilot of the original layout for 3rd Ave S, south of 8th St S, to include:

1. Three vehicular travel lanes, one in each direction with a center turn lane.
2. Retention of the existing center planted medians.
3. Buffered, bollard-protected bike lanes in both directions.

Further, directing staff to study the traffic impacts of the 4-lane to 3-lane conversion over the course of 2016, and return to Council in the first quarter of 2017 with a recommendation for installing the planter-protected bikeways or removing the center medians and returning to a 4-lane layout.

On roll call, the result of the Gordon substitute was:

Ayes: Gordon, Cano, Bender, Glidden, A. Johnson (5)

Noes: Warsame, Goodman, Frey, Palmisano, Reich, Yang, Quincy, President Johnson (8)

The motion failed.

On roll call, the result on the Reich motion, as set forth above, was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The motion was adopted.

The Minneapolis City Council hereby directs staff to continue additional engineering work related to the 3rd Ave S Redesign Project No. 9954 (PV128) from 1st St S to 16th St S on the City Hall block to include elements such as constructing wider, unobstructed sidewalks on 3rd Ave while continuing the protected bikeway, and removing parking from 3rd Ave with a goal to incorporate these elements into the project if possible, but failing that, additional engineering and project scope work will proceed as a subsequent additional project.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The TRANSPORTATION & PUBLIC WORKS and WAYS & MEANS Committees submitted the following reports:

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2016R-144, ordering the work to proceed and adopting special assessments for the Bryant Ave N and Warrington Area Residential Street Resurfacing Projects, 2016 Street Resurfacing Program,

April 15, 2016

Bryant Ave N Street Resurfacing Project No. 5279G and Warrington Avea Residential Street Resurfacing Project No. 5279H.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-144

By Reich and Quincy

2016 STREET RESURFACING PROGRAM

**BRYANT AVE N STREET RESURFACING PROJECT NO. 5279G AND
WARRINGTON AREA RESIDENTIAL STREET RESURFACING PROJECT NO. 5279H**

Ordering the work to proceed and adopting the special assessments for the Bryant Ave N and Warrington Area Residential Street Resurfacing Projects.

Whereas, a public hearing was held on April 5, 2016, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2016R-012, passed Jan. 15, 2016, and amended in Resolution 2016R-088, passed March 18, 2016, to consider the proposed special assessments, as on file in the City Engineer's Special Assessment Office, and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2016R-012, passed Jan. 15, 2016, and amended in Resolution 2016R-088, passed March 18, 2016.

Be It Further Resolved that the proposed special assessments in the amount of \$235,020.11 for the Bryant Ave N Street Resurfacing Project (Levy 01027, Project No. 5279G) and in the amount of \$1,287,466.49 for the Warrington Area Residential Street Resurfacing Project (Levy 01027, Project No. 5279H) for a total of \$1,522,486.60, as on file in the City Engineer's Special Assessment Office, are hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at an interest rate of 3.6%, with collection of the special assessments to begin on the 2017 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at an interest rate of 2.5%, with collection of the special assessments to begin on the 2017 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2016R-145, requesting the Board of Estimate and Taxation authorize the City's issuance and sale of assessment bonds for the Bryant Ave N and Warrington Area Residential Street Resurfacing Projects.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-145
By Reich and Quincy

Requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$1,522,490 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the Bryant Ave N Street Resurfacing Project No. 5279G and the Warrington Area Residential Street Resurfacing Project No. 5279H, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in five (5) successive annual installments payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby approves the settlement of the lawsuit *Basilica of St. Mary, v. City of Minneapolis*, Court File No. 27-CV-15-10749, in which the City will reassess and/or amend certain special assessments associated with the Nicollet Mall Street Reconstruction Project at 1600 Hennepin Ave (PID 2702924230002), 1601 Laurel Ave (PID 2702924220059), and 1604 Laurel Ave (PID 2702924220071), as set forth below, and further authorizes the City Attorney's office to execute any documents necessary to effectuate the settlement:

1. 1600 Hennepin Ave (PID 2702924230002) assessment would be changed from \$35,820.23 to be reassessed for \$28,083.
2. 1601 Laurel Ave (PID 2702924220059) assessment would be changed from \$4,690.98 to be reassessed for \$3,677.
3. 1604 Laurel Ave (PID 2702924220071) assessment would be changed from \$1,581.89 to be reassessed for \$1,240.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes City of Minneapolis 2016 participation in the Minneapolis-Duluth/Superior Passenger Rail Alliance Board for the development of the Northern Lights Express (NLX) in a total amount of \$9,750 from Fund 00100 6020100.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the low responsive bid submitted on OP No. 8201 from Max Steininger, Inc., in the amount of \$1,726,831.79, to furnish and deliver all labor, materials, and incidentals necessary for the 6th Ave N Street Reconstruction Project, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the low bid submitted on OP No. 8218 from Ti-Zack Concrete Inc., in the amount of \$1,482,700, to furnish and deliver all labor, materials, and incidentals necessary for the construction of Americans with Disabilities Act (ADA) pedestrian intersection ramps for the Public Works Paving Division, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the single bid submitted on OP No. 8223 from Lino Lakes Landscaping, Inc. for an estimated annual expenditure of \$57,000, to furnish and deliver all labor, materials, and incidentals necessary for turf establishment through Dec. 31, 2016, for the Public Works Paving Division, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the low bids submitted on OP No. 8238 from Sewer Services, Inc. for a lump sum of \$714,446.22 and Mi-Tech Services, Inc. for a lump sum of \$315,935.54, to furnish and deliver large diameter storm sewer cleaning for the Public Works Surface

Water and Sewer Division, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the single bid submitted on OP No. 8251 from Dresser Trap Rock, Inc., for an estimated annual expenditure of \$148,600, to furnish and deliver gray/black Class "A" aggregate through March 31, 2017, for the Public Works Paving Division, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the low bid submitted on OP No. 8256 from Wetland Habitat Restorations, LLC, in the amount of \$608,368.10, to furnish and deliver all labor, materials, and incidentals necessary for the Nicollet Mall Reconstruction - Planting for the Public Works Transportation Division, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

Approved by Mayor Betsy Hodges 4/15/2016.

(Published 4/19/2016)

The WAYS & MEANS Committee submitted the following reports:

On behalf of the Ways & Means Committee, Quincy offered Resolution 2016R-146 authorizing the City Coordinator to apply for an Environmental Assistance grant in the amount of \$10,000 from the Minnesota Pollution Control Agency to support the development of the Green Zones initiative and provide resources for training and stakeholder engagement, which requires a 25% match to be met through in-kind staff time and other existing budget expenditures.

The following is the complete text of the unpublished summarized resolution.

Resolution 2016R-146

By Quincy

Authorizing the City Coordinator to apply for an Environmental Assistance grant from the Minnesota Pollution Control Agency

Whereas, The City of Minneapolis is applying for a grant in the amount of \$10,000 from the Minnesota Pollution Control Agency (MPCA), under its FY16-17 Environmental Assistance Grant Program; and

Whereas, if MPCA funding is received, the City of Minneapolis is committed to implementing the proposed project as described in the grant application; and

Whereas, MPCA requires that the City of Minneapolis enter into a grant agreement with the MPCA that identifies the terms and conditions of the funding award;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City of Minneapolis hereby agrees to enter into and sign a grant agreement with the MPCA to carry out the project specified therein and to comply with all the terms, conditions, and matching provisions of the grant agreement and authorizes and directs the City Coordinator or other designee to sign the grant agreement on its behalf.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby authorizes an agreement with the Minneapolis Downtown Council, in the amount of \$400,000, for the purpose of supporting downtown activation events in 2016.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: Yang (1)

The report was adopted.

The Minneapolis City Council hereby authorizes a first amendment to the Steam and Chilled Water agreement between the City and NRG Energy Center Minneapolis, LLC, for the operation of the Target Center through a new date of Dec. 31, 2030, from the old date of Dec. 31, 2020, with the current terms remaining intact.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes a temporary Crane Encroachment License Agreement with M. A. Mortenson Company to assist with the Westminster Presbyterian Church campus renovation project.

On roll call, the result was:

April 15, 2016

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes City negotiation with Minneapolis Wrought Washer Company for the purchase of 1501 West River Road N for municipal operations purposes including Police evidence operations currently housed in City Hall and property storage transferred from the Grain Belt Annex.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes an increase of \$65,000 to Contract No. C-36467 with Deccan International for a new not-to-exceed total of \$185,000, for maintenance and support of the LiveMUM application for the City's Computer Aided Dispatch system.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby:

1. Adopts findings that the proposed position of Director Contract Compliance meets the criteria in Section 20.1010 of the Minneapolis Code of Ordinances, City Council to establish positions.
2. Approves the appointed position of Director Contract Compliance, evaluated at 510 total points and allocated to Grade 11.
3. Passage of Ordinance 2016-029 approving the salary schedule for the position, which has a salary range of \$87,486 to \$103,709, effective April 15, 2016.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report and ordinance were adopted.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2016-029

By Quincy

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the following classification in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes: (Annual Rates)

Appointed Officials (CAP)

Effective: April 15, 2016*

FLSA	OTC	CLASSIFICATION	PTS	G	P	Step 1	Step 2	Step 3	Step 4
E	1	Director Contract Compliance	510	11	A	\$87,486	\$92,091	\$93,933	\$95,811
						Step 5	Step 6	Step 7	Step 8
						\$97,728	\$99,682	\$101,676	\$103,709

*Rates shown are consistent with Dec. 31, 2015, schedule rates

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The ordinance was adopted.

The Minneapolis City Council hereby:

1. Approves a collective bargaining agreement with the Minneapolis Building and Construction Trades Council, AFL-CIO, for the period Jan. 1, 2016, through Dec. 31, 2018.

2. Approves the Executive Summary of the agreement.

3. Authorizes a collective bargaining agreement consistent with the terms of the Executive Summary. Authorizing the Employee Services Director to implement the terms and conditions of the collective bargaining agreement upon ratification by the Union and adoption by the City Council.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby:

1. Approves the collective bargaining agreement with the International Brotherhood of Electrical Workers, Local No. 292, AFL-CIO, Electrical Technicians Unit, for the period Jan. 1, 2016, through Dec. 31, 2018.

2. Approves the Executive Summary of the agreement.

3. Authorizes a collective bargaining agreement consistent with the terms of the Executive Summary. Authorizing the Employee Services Director to implement the terms and conditions of the collective bargaining agreement upon ratification by the Union and adoption by the City Council.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report was adopted.

The ZONING & PLANNING Committee submitted the following report:

The Minneapolis City Council hereby:

1. Approves an application by Augsburg College to vacate retained easements in vacated S 7th St between 20th and 21st Aves S, subject to the retention of easements for CenterPoint Energy, Comcast, and Xcel Energy.

2. Passage of Resolution 2016R-147 approving Vacation 1655.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The report and resolution were adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-147

By Bender

Vacating retained easements in vacated South 7th Street between 20th and 21st Avenues South (Vac-1655).

Resolved by The City Council of The City of Minneapolis:

All that part of 7th Street South as dedicated in the plat of Town of Minneapolis, according to the recorded plat thereof, Hennepin County, Minnesota, lying east of a line drawn from the northwest corner of Block 199, said Town of Minneapolis, to the southwest corner of Block 190, said Town of Minneapolis, and lying west of a line drawn from the northwest corner of Block 198, said Town of Minneapolis to the southwest corner of Block 191, said Town of Minneapolis, and lying south of the south line of said Block 190 and a line drawn from the southeast corner of said Block 190 to said southwest corner of Block 191, and lying north of the north line of said Block 199 and its easterly extension is hereby vacated except that such vacation shall not affect the existing authority of CenterPoint Energy, Comcast and Xcel Energy, their successors and assigns, to enter upon that portion of the aforescribed area which is described in regard to each of said corporations as follows, to wit:

CenterPoint Energy: subject to an easement over the entire area to be vacated.

Comcast: subject to an easement over the entire area to be vacated.

Xcel Energy: subject to an easement over the entire area to be vacated.

to operate, maintain, repair, alter, inspect or remove its above-described utility facilities and said easement right and authority is hereby expressly reserved to each of the above-named corporations, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said easement upon or within the above-described areas without first obtaining the written approval of the corporation(s) having utility facilities located within the area involved authorizing them to do so.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

The resolution was adopted.

INTRODUCTION & REFERRAL CALENDAR

Pursuant to notice, on motion by Bender and Reich, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Zoning & Planning Committee:

Amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code, revising minimum lot area requirements for two-family dwellings in the R2 and R2B zoning districts:

1. Chapter 525 Administration and Enforcement.
2. Chapter 546 Residence Districts.

Pursuant to notice, on motion by Glidden, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Committee of the Whole for public hearing on April 27, 2016:

Amending Article V and IX of the Minneapolis City Charter, revising, clarifying and ensuring consistency in vote thresholds required by the Board of Estimate & Taxation related to the issuance of bonds:

1. Section 5.5 Board of Estimate & Taxation: Borrowing power.
2. Section 9.3 Finance: Budget.
3. Section 9.4 Finance: Debt.
4. Section 9.6 Finance: Improvements.

RESOLUTIONS

Resolution 2016R-148 declaring April as Autism Awareness Month was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-148

**By Warsame, Frey, Reich, Gordon, B. Johnson, Yang,
Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, and Palmisano**

Declaring April as Autism Awareness Month.

Whereas, autism and disorders on the autism spectrum reflect a wide range of disabilities and symptoms affecting more than one million Americans; and

Whereas, Autism affects individuals from all backgrounds; and

Whereas, According to the Centers for Disease Control and Protection, one out of every 88 children born in the United States has autism or an autism spectrum disorder; and

Whereas, Autism manifests itself uniquely in each individual and is characterized by communication difficulties, social interaction problems, and the need for sameness or repetition in behavior; and

Whereas, According to the University of Minnesota study, one out of every 32 Americans of Somali decent born in the twin cities has autism; and

Whereas, Somali Parents Autism Network (SPAN) is a 501 (c) (3) non-profit Community organization organized to support Somali parents of children with autism (ASD); and

Whereas, Significant improvement is often possible if an individual with autism receives early diagnosis and treatment; and

Whereas, The Somali Parents Autism Network works to empower Somali families of children with autism in Minnesota, via outreach, education, and collaboration, for the purpose of connecting them with resources and services; and

Whereas, The City of Minneapolis is currently partnering with Somali Parent Autism Network to inform the community and the general public about autism, stress the importance of early diagnosis and early intervention, and celebrate the unique talents and qualities of individuals with autism.

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Council does hereby designate the month of April as “Autism Awareness Month,” to better inform the public the nature of autism, to encourage early treatment and diagnosis, and to celebrate the unique talents and qualities of individuals with autism.

Resolution 2016R-149 recognizing Food Allergy Awareness Week was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-149

**B. Johnson, Reich, Gordon, Frey, Yang, Warsame,
Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, and Palmisano**

Recognizing Food Allergy Awareness Week.

Whereas, food allergies touch the lives of 15 million Americans, including one in 13 school-aged children; and

Whereas, there is no cure for food allergies. Bringing awareness to this growing public health issue is one way to help those who manage allergies daily, with every bite of food they take; and

Whereas, No Nuts Moms Group of Minneapolis and St. Paul, a division of the national No Nuts Moms Group, is an online support group for people who suffer from food allergies, or have family and friends who suffer from food allergies; and

Whereas, Turn It Teal began in 2014, with the idea of requesting that a local building be light in teal for Food Allergy Awareness. There was such a positive response from the food allergy community that Turn It Teal began a mission to expand building and bridge lighting through the country; and

Whereas, Turn It Teal's mission is to light as many sites as possible during Food Allergy Awareness Week, May 8th – 14th of this year. They want more people to become educated about food allergies, their daily impact on people, and how they can help those with allergies;

Now, Therefore, Be It Resolved by the City Council of the City of Minneapolis:

That May 7th, 2016, be recognized as Teal Takeover Day in the City of Minneapolis, and that the 35W Bridge be lit teal on this day.

Resolution 2016R-150 honoring Kirk Washington, Jr. was adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2016R-150

**By Yang, Reich, Gordon, Frey, B. Johnson, Warsame,
Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, and Palmisano**

Honoring Kirk Washington, Jr.

Whereas, Kirk Washington, Jr. was a poet, artist, leader, teacher, farmer, visionary and activist in Minneapolis; and

Whereas, Kirk Washington, Jr. was married to Aster Nebro and the father of two daughters; and

Whereas, Kirk Washington, Jr. was a fifth generation Minnesotan, and a long-time resident of North Minneapolis, and whose career was built around speaking the gospel of the Northside; and

Whereas, Kirk Washington, Jr. told his story and the stories of the forgotten, the oppressed and the marginalized with verve; and

Whereas, Kirk Washington, Jr. left his mark on Minneapolis as a graffiti artist, a spoken word artist and as a story teller; and

Whereas, Kirk Washington, Jr. was one of twelve poets to contribute to the poem "One Minneapolis: A City in Verse" and performed at the Inauguration of Mayor Betsy Hodges, representing the 5th Ward and its residents; and

April 15, 2016

Whereas, Kirk Washington, Jr. was a Creative City-making Artist from Intermedia Arts, working with Otto Doll and the IT Department to improve digital access for communities of color and low-income communities in Minneapolis;

Now, Therefore, Be It Resolved By The City Council of The City of Minneapolis:

That Kirk Washington's legacy of service to the residents and communities of Minneapolis be recognized, including especially his commitment to the arts and the residents of the Northside.

UNFINISHED BUSINESS

On motion by B. Johnson, the 20-Year Neighborhood Park Plan resolution was postponed.

NEW BUSINESS

Frey gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 13, Chapter 319 of the Minneapolis Code of Ordinances relating to Licenses and Business Regulations: Open Air Motor Vehicle Parking Lots, amending provisions related to the geographical boundaries permitting use of alcohol in parking lots.

Glidden gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Article VIII, Section 8.5 (d) of the Minneapolis City Charter relating to Officers and Other Employees: Classified Service, by replacing the requirement that only the first three applicants can be certified for the eligibility register with a provision allowing the Council to establish modern procedures by ordinance.

ADJOURNMENT

On motion by Glidden, the meeting was adjourned.

Casey Joe Carl,
City Clerk